



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
BELK)
Serial No. **10/026004**)
Filing Date: **DECEMBER 21, 2001**)
Confirmation No. **8379**)
For: **DYNAMIC DELAY COMPENSATION**)
FOR PACKET-BASED VOICE NETWORK)
_____))

ATTY. DOCKET NO.
72095CON1

ART UNIT: **2666**

EXAMINER:
DANG T. TON

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Assignee, Adtran Inc., having a mailing address of 901 Explorer Boulevard, Huntsville, Alabama, 35806, verifies through its duly authorized representative that it is the owner of all right, title and interest in United States Patent Application Serial No. 10/026,004 (hereinafter "the '004 Patent Application") and has remained owner of all right, title and interest from the time of filing the original Assignment in parent application Ser. No. 09/168,807 filed October 8, 1998, now U.S. Pat. No. 6,370,125, issued April 9, 2002, to the present. The Assignment was recorded in the parent on October 8, 1998, at Reel 9515, Frame 0588.

Assignee hereby disclaims, except as provided below, the terminal part of any patent granted on the '004 Patent

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Application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 of U.S. Patent No. 6,370,125. Assignee hereby agrees that any patent so granted on the '004 Patent Application shall be enforceable only for and during such period that it and the '125 Patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the Grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of the prior patent, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 35 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

For submission on behalf of Assignee, the undersigned is the attorney of record.

Authorization is given to charge the Terminal Disclaimer fee in the amount of \$110.00 to the credit card as identified on the attached Credit Card Payment Form, PTO-2038 (02-2003). If any additional extension and/or fee is required, or if any

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additional fee for claims is required, charge Deposit Account
No. 01-0484.

Respectfully submitted,



Charles E. Wands

Reg. No. 25,649

Telephone: 321/725-4760

Attorney of Record for Applicant

CUSTOMER NO. 27975

CERTIFICATE OF MAILAING

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